

The Fire Safety Code Board of Appeal & Review met in Conference Room 109 at 260 West Exchange Street, Providence, RI on Tuesday, May 23, 2006 at 1:00 PM. Present were Chairman Farrell, Vice Chairman Coutu and Commissioners Preiss, Burlingame, Richard and Blackburn. Also present were Executive Director Thomas Coffey, Jr., Esq. and Assistant Administrative Officer Carol Marsella. The following appeals were considered.

Appeal #060621: Mr. Frank Murphy for the property located at 754 Broad Street, Providence. Commissioner Blackburn recused himself from consideration of this case. ADSFM George Calise appeared for the Providence Fire Marshal's office. Vice Chairman Coutu made a motion, seconded by Commissioner Richard, to grant the Providence Fire Marshal's office the authority to issue a temporary certificate of occupancy for this facility, once it is satisfied that all of the appropriate fire protection systems are in place. The motion was unanimous.

Appeal #R050007B: Mr. Quentin Chaffee for the property located at 125 Providence Street in West Warwick. ADSFM David Pastore appeared for the West Warwick Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Commissioner Richard, to grant the West Warwick Fire Marshal's office the authority to issue a temporary certificate of occupancy for a model unit in this facility, pursuant to any provisions set down by the AHJ. The motion was unanimous.

Appeal #050175: Mr. Clement Bedeau for the property located at 953 Victory Highway, Mapleville. ADSFM Joe Marsello appeared for the Mapleville Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Commissioner Richard, to grant the following relief. The Applicant is directed to attend the next available crowd manager class provided by the State Fire Marshal's office. If it is determined that the interior walls need to be treated, the Applicant is granted a time variance of 30 days in which to apply the treatment. All debris and unnecessary fire load in this facility shall be removed within 90 days. Fire stopping will be installed where needed within 180 days. The Applicant shall notify the AHJ of all events to be held at this facility to determine whether or not a detail firefighter will be required. The motion was unanimous.

Appeal #050044: Mr. David DeCosta, for the property located at 28 Fish Road in Tiverton. ADSFM Thomas Mello appeared for the Tiverton Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Preiss, to grant the following relief. The Applicant has 30 days to submit complete fire alarm plans to the AHJ, at which time the AHJ is granted 30 days to review the plans. The Applicant is granted 120 days from the time in which to install a compliant fire alarm with appropriate heat detection, at the direction and to the satisfaction of the Tiverton Fire Marshal's office. The Applicant shall have a sprinkler contract in place by January 1, 2007, with the completed plans to be reviewed and accepted by the

Tiverton Fire Marshal's office by July 1, 2007. The compliant sprinkler system shall be installed by January 1, 2008. The occupancy of this facility is restricted to 500 people. The motion was unanimous.

Appeal #050100: Mr. Ronald Tranchida for the property located at 92 High Street in Westerly. Commissioner Richard made a motion, seconded by Commissioner Burlingame, to grant the requested variance provided self-closers are installed in the cited doors. The motion was unanimous.

Appeal #060158: Mr. Robert Kieronski for the property located at 37 Catherine Street in Newport. ADSFM Kirwin and ADSFM Cronin appeared for the Newport Fire Marshal's office. Commissioner Preiss made a motion, seconded by Commissioner Richard, to grant the following relief. The Applicant is directed to install a modified sprinkler system off the domestic feed in order to protect the egress system of this facility, installed at the direction and to the satisfaction of the Newport Fire Marshal's office, and within a timetable established by that office. A variance is granted from the provisions of section 31.1.1.3 on the basis of structural hardship and the Applicant is allowed to maintain the historic panel doors at the direction and to the satisfaction of the Newport Fire Marshal's office and conditioned on the installation of the above captioned sprinkler system. This file is to remain open. The motion was unanimous.

Appeal #060600: Shaner Hotel Group, LP for the property located at

49 America's Cup Avenue, Newport. ADSFM Christopher Kirwin appeared for the Newport Fire Marshal's office. Vice Chairman Coutu made a motion, seconded by Commissioner Blackburn, to grant the Applicant a time variance until May 1, 2007, to complete the installation of a compliant sprinkler system. The motion was unanimous.

Appeal #060640: Mr. Esselton McNulty, for the property located at 20 Summer Street, Pawtucket. ADSFM Jeffrey Johnson appeared for the Pawtucket Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Vice Chairman Coutu, to grant the following relief. The Board approves the Applicant's plan of action for this facility, including the occupancy limit of 300 people in the gymnasium occupancy, with sprinklers to be installed at the direction and to the satisfaction of the Pawtucket Fire Marshal's office. This file is to remain open, and the Pawtucket Fire Marshal's office is granted the authority to issue a temporary certificate of occupancy once that office is satisfied that the proper fire safety precautions are in place. The motion was unanimous.

Appeal #060220: Mr. Ramzi Loqa, for the property located at 121 North Main Street, Providence. ADSFM George Calise appeared for the Providence Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Burlingame, to grant the Applicant's requested relief. The motion was unanimous.

Appeal #060588: Mr. Peter Rotelli for the property located at 123 Empire Street, Providence. ADSFM George Calise appeared for the Providence Fire Marshal's office. Commissioners Blackburn and Burlingame recused themselves from consideration of this case. Vice Chairman Coutu made a motion, seconded by Commissioner Richard to reinstate the previously granted variance to allow the Applicant to maintain the cited stairway, to grant a variance from the provisions of section 7.7.7.2, predicated on the installation of hold-open devices on the cited exit door, and a time variance of 120 days to correct any outstanding deficiencies. The motion was unanimous.

Appeal #050863: Joseph Keough, Esq., for the property located at 100 Manton Avenue, Providence. ADSFM Michalczyk and ADSFM Vespia appeared for the Providence Fire Marshal's office. Chairman George Farrell recused himself from consideration of this case. Commissioner Richard made a motion, seconded by Commissioner Blackburn, to deny the Applicant's request to omit a third-party review as requested by the Providence Fire Marshal's office. The motion was unanimous.

Respectfully submitted,

Carol Marsella